

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

THOMAS SHANE MATHERLY

Petitioner

v.

TRACY JOHNS

Respondent

Judgment in a Civil Case

Case Number: 5:10-HC-2091-BO

Decision by Court.

This action came before the Honorable Terrence W. Boyle, United States District Judge, for consideration of the respondent's motion to dismiss.

IT IS ORDERED AND ADJUDGED that respondent's motion to dismiss is granted and this action is hereby dismissed without prejudice.

This Judgment Filed and Entered on January 28, 2011, with service on:

Thomas Shane Maatherly, 34209-037, Federal Correctional Institution, P.O. Box 1000, Butner, NC 27509 (via U.S. Mail)

Joshua B. Royster (via CM/ECF Notice of Electronic Filing)

January 28, 2011

/s/ Dennis P. Iavarone

Clerk

Raleigh, North Carolina